

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. § 371

63 Rec'd PCT/PTO 22 DEC 1998

U.S. APPLICATION NO. (If known, see 37 C.F.R. § 1.5):

INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/JP97/02221	June 26, 1997	June 26, 1996

TITLE OF INVENTION: THERAPEUTIC AGENT FOR ACUTE LUNG INJURY RESULTING FROM INDIRECT CAUSES  
COMPRISING ANTI-IL-8 ANTIBODY AS ACTIVE INGREDIENT

09/202791

APPLICANT(S) FOR DO/EO/US: Kouji MATSUSHIMA, Kenji YOKOI

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1.  This is a **FIRST** submission of items concerning a filing under 35 U.S.C. § 371.
2.  This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. § 371.
3.  This express request to begin national examination procedures (35 U.S.C. § 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. § 371(b) and PCT Articles 22 and 39(1).
4.  A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5.  A copy of the International Application as filed (35 U.S.C. § 371(c)(2))
  - a.  is transmitted herewith (required only if not transmitted by the International Bureau).
  - b.  has been transmitted by the International Bureau.
  - c.  is not required, as the application was filed in the United States Receiving Office (RO/US)
6.  A translation of the International Application into English (35 U.S.C. § 371(c)(2)).
7.  Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. § 371(c)(3))
  - a.  are transmitted herewith (required only if not transmitted by the International Bureau).
  - b.  have been transmitted by the International Bureau.
  - c.  have not been made; however, the time limit for making such amendments has NOT expired.
  - d.  have not been made and will not be made.
8.  A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. § 371(c)(3)).
9.  An oath or declaration of the inventor(s) (35 U.S.C. § 371(c)(4)) (executed).
10.  A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. § 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11.  An Information Disclosure Statement under 37 C.F.R. §§ 1.97 and 1.98.
12.  An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. §§ 3.28 and 3.31 is included.
13.  A **FIRST** preliminary amendment.  
 A **SECOND** or **SUBSEQUENT** preliminary amendment.
14.  A substitute specification.
15.  A change of power of attorney and/or address letter.
16.  Other items or information: return receipt postcard

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail Label No.: EJ004415017US Date of Deposit: December 22, 1998

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Lisa R.F. Barber

U.S. APPLICATION NO. (If known, see 37 C.F.R. § 1.5)	INTERNATIONAL APPLICATION NO. PCT/JP97/02221	DOCKET NUMBER: 350292000500
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17.  The following fees are submitted:

**BASIC NATIONAL FEE (37 C.F.R. §§ 1.492(a)(1)-(5)):**

Search Report has been prepared by the EPO or JPO ..... \$840.00

International preliminary examination fee paid to  
(USPTO (37 C.F.R. § 1.482)) ..... \$670.00

No international preliminary examination fee paid to USPTO (37 C.F.R. § 1.482)  
but international search fee paid to USPTO (37 C.F.R. § 1.445(a)(2)) ..... \$760.00

Neither international preliminary examination fee (37 C.F.R. § 1.482) nor  
international search fee (37 C.F.R. § 1.445(a)(2)) paid to USPTO ..... \$970.00

International preliminary examination fee paid to USPTO (37 C.F.R. § 1.482)  
and all claims satisfied provisions of PCT Article 33(2)-(4) ..... \$96.00

**CALCULATIONS PTO  
USE ONLY**

**ENTER APPROPRIATE BASIC FEE AMOUNT =** \$840.00

Surcharge of **\$130.00** for furnishing the oath or declaration later than  20  30 months from  
the earliest claimed priority date (37 C.F.R. § 1.492(e)).

\$0

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	67 - 20 =	47	x \$18.00	\$846.00
Independent claims	4 - 3 =	1	x \$78.00	\$78.00
<b>MULTIPLE DEPENDENT CLAIM(S) (if applicable)</b>			+ \$260.00	\$260.00

**TOTAL OF ABOVE CALCULATIONS =** \$2024.00

Reduction by  $\frac{1}{2}$  for filing by small entity, if applicable. Verified Small Entity Statement must  
also be filed (Note 37 C.F.R. §§ 1.9, 1.27, 1.28)

\$

**SUBTOTAL =** \$

Processing fee of **\$130.00** for furnishing the English translation later than  
 20  30 months from the earliest claimed priority date (37 C.F.R. § 1.492(f)).

\$

**TOTAL NATIONAL FEE =** \$2024.00

Fee for recording the enclosed assignment (37 C.F.R. § 1.21(h)). The assignment must be  
accompanied by an appropriate cover sheet (37 C.F.R. §§ 3.28, 3.31). **\$40.00 per property**

+ \$40.00

**TOTAL FEES ENCLOSED =** \$2064.00

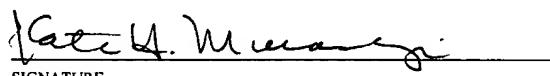
<b>Amount to be refunded:</b>	\$0
<b>charged:</b>	\$0

- A check in the amount of \$2,064.00 to cover the above fees is enclosed.
- The Assistant Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment to Deposit Account No. 03-1952.

**NOTE: Where an appropriate time limit under 37 C.F.R. § 1.494 or 1.495 has not been met, a petition to revive  
(37 C.F.R. § 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO:

Kate H. Murashige  
Morrison & Foerster LLP  
2000 Pennsylvania Avenue, N.W.  
Washington, D.C. 20006-1888

  
SIGNATURE

Kate H. Murashige  
Registration No. 29,959